



DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
2170 SW Canal Street  
Stuart, Florida 34997

REPLY TO  
ATTENTION OF

Regulatory Division  
Special Projects and Enforcement Branch  
SAJ-2005-248 (NW-AAZ)

AUG 01 2007

Florida Department of Transportation  
Attn: Mr. Fernando Ascanio  
3400 West Commercial Boulevard  
Fort Lauderdale, Florida 33309-3421

Dear Mr. Ascanio:

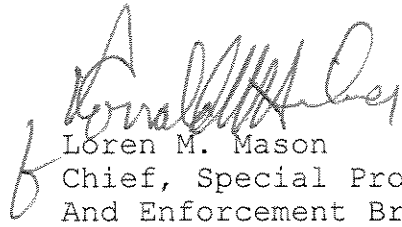
Reference is made to your letter in which you requested to modify the Department of the Army permit number SAJ-2005-248 (NW-AWP) verified to the Florida Department of Transportation (FDOT) on January 27, 2005. The work was originally verified under Nationwide Permit (NWP) 3 for the upgrades to State Road 5/U.S. Highway 1. The work includes milling and resurfacing the pavement, stabilizing the median shoulder, and improving access management, lighting, signalization and stormwater management (FPN# 228615-1-52-01). The project is located along U.S. Highway 1 from north of Wabasso Road to south of Harrison Street in Indian River County, Florida.

The original verification expired on January 26, 2007. Your letter requests to extend the permit until January 26, 2008, to ensure the construction will be complete. As stated in the Federal Register/Volume 72, Number 47, page 11092 under the heading Grandfather Provision for Expiring NWP, "in accordance with 33 CFR 330.6(b), activities authorized by the current NWP issued on January 15, 2002, that have commenced or are under contract to commence by March 18, 2007, will have until March 18, 2008, to complete the activity under the terms and conditions of the current NWPs". Since the FDOT is under contract for the improvements to U.S. Highway 1, the construction work is extended one year past the expiration date without modification to the authorization or additional notification to the Corps. Therefore, the work can continue until March 18, 2008.

All other conditions of the permit remain in effect. You should attach this letter to the permit. If you have any questions regarding this document, please contact Alisa Zarbo at

the letterhead address, by telephone at 772-219-8418, or by email at Alisa.A.Zarbo@saj02.usace.army.mil.

Sincerely,



Loren M. Mason  
Chief, Special Projects  
And Enforcement Branch